



General Assembly

February Session, 2006

Raised Bill No. 5571

LCO No. 2038

* ____HB05571ENV__032006____*

Referred to Committee on Environment

Introduced by:
(ENV)

AN ACT CONCERNING THE INTERSTATE SHIPMENT OF SHELLFISH.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 26-192f of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 Any person, firm or corporation (1) harvesting or taking shellfish
4 from an area closed and posted by the Department of Agriculture
5 against the removal of shellfish, except as provided in section 26-192h,
6 or an area closed by commercial shellfish transplant license issuance or
7 by order of the local director of health with the approval of the
8 department, (2) misusing any shipping tag or license in violation of
9 section 26-192c, (3) mislabeling shellfish shipments or deliveries with
10 any false information, (4) failing to identify shellfish shipments or
11 deliveries in accordance with [regulations adopted by the department]
12 the National Shellfish Sanitation Program Model Ordinance, as
13 amended from time to time, (5) harvesting shellfish from undesignated
14 grounds, or (6) harvesting shellfish from designated grounds not listed
15 on a license issued by the Department of Agriculture to such person,
16 firm or corporation shall be fined (A) one thousand dollars, or (B) three
17 times the market value of any shellfish taken, based on the quantity

18 and type involved in the violation if such amount is greater than one
19 thousand dollars, or imprisoned not more than twelve months and
20 shall surrender the shellfish license to the department upon request.
21 The Commissioner of Agriculture may revoke any license issued by
22 said commissioner for not more than thirty days for the first violation
23 and up to sixty days for the second violation of this section within six
24 months and up to ninety days for a third violation of this section
25 within nine months. Any person who defaces or removes a sign posted
26 by the Department of Agriculture in accordance with the provisions of
27 section 26-192e, as amended, shall be fined not more than five hundred
28 dollars or imprisoned not more than six months. The provisions of this
29 section are in addition to and in no way derogate any other
30 enforcement provisions or penalties contained in any other section of
31 the general statutes.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>from passage</i>	26-192f
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ENV ***Joint Favorable***